



UNITED STATES ENVIRONMENTAL PROTECTION AGENCY
REGION 4
ATLANTA FEDERAL CENTER
61 FORSYTH STREET
ATLANTA, GEORGIA 30303-8960

CERTIFIED MAIL 7015 1730 0001 8044 2692 **APR 14 2016**
RETURN RECEIPT REQUESTED

Ms. Bertha Goldenberg, P.E.
Assistant Director, Regulatory Compliance and Planning
Miami-Dade Water and Sewer Department
Miami-Dade County
3071 SW 38th Avenue
Miami, Florida 33146

Re: Consent Decree (Case: No.: 1:12-cv-24400-FAM)
Reference DOJ Case No.: 90-5-1-1-4022
Section VI – Specific Capital Improvement Projects, Paragraph 19(i)
Response to EPA/FDEP Letter Regarding 2015 Request for Modifications of Non-Material Changes to Interim Milestones in CD Appendix D-2

Dear Ms. Goldenberg:

The United States Environmental Protection Agency Region 4 and the Florida Department of Environmental Protection (FDEP) are in receipt of Miami-Dade County's (Miami-Dade) January 19, 2016, request for reconsideration of the eight (8) interim deadline modifications that were denied in the EPA/FDEP letter dated October 28, 2015. This EPA/FDEP letter was in response to Miami-Dade's request for modifications of numerous interim milestones dated July 16, 2015.

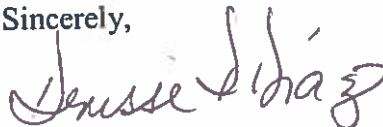
As explained in your January 19, 2016 request for the EPA and FDEP to reconsider these eight (8) denied interim milestone modifications, the original request was previously submitted on June 26, 2015. Afterwards, the EPA requested Miami-Dade provide a reason for each of the requested modifications and resubmit the request. By the time the additional information was submitted on July 16, 2015, the interim deadlines for the eight (8) denied requests had lapsed. However, the EPA and FDEP hereby agree that the requested modification deadlines did not change and were timely submitted on June 26, 2015.

Therefore, the EPA and the FDEP have reconsidered the original request and hereby approve the eight (8) previously denied non-material modifications outlined below:

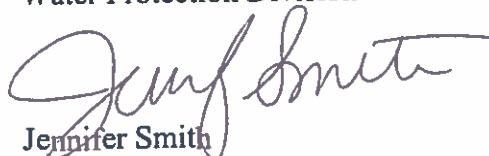
- Project 1.9.1. Engineering Design Finish;
- Project 1.9.2. Permitting Start;
- Project 2.3.1. Engineering Design Finish;
- Project 5.5.1. Engineering Design Finish;
- Project 5.7.1. Engineering Design Finish;
- Project 5.8.1. Engineering Design Finish;
- Project 5.16.1. Engineering Design Finish;
- Project 5.16.2. Permitting Start.

The EPA and the FDEP agree that the interim deadlines that are hereby approved shall constitute non-material modifications to the Consent Decree. We appreciate Miami-Dade County's continued, expressed commitment to complete all of the capital improvement projects on or before the applicable final construction completion deadline set forth in Appendix D-2. If you should have any questions regarding this matter, please contact Mr. Brad Ammons of the EPA at (404) 562-9769 or via email at ammons.brad@epa.gov.

Sincerely,



Denisse D. Diaz, Chief
NPDES Permitting and Enforcement Branch
Water Protection Division



Jennifer Smith
Assistant Director
Florida Department of Environmental Protection
Southeast District Office

cc: Mr. Jonathan A. Glogau
Office of the Attorney General

Mr. Kirk White
Florida Department of Environmental Protection

Ms. Lisa Self
Florida Department of Environmental Protection

Mayor Carlos A. Gimenez
Miami-Dade County

Mr. Lester Sola
Miami-Dade Water and Sewer Department

Mr. Jack Osterholt
Miami-Dade Regulatory and Economic Resources

Ms. Abigail Price-Williams
Miami-Dade County Attorney

Mr. William A. Weinischke
U.S. Department of Justice

Ms. Rachael Amy Kamons
U.S. Department of Justice